

City of Selah  
Council Minutes  
August 14, 2018

Regular Meeting  
Selah Council Chambers  
115 West Naches Avenue  
Selah, WA 98942

A. Call to Order Mayor Raymond called the meeting to order at 4:00pm.

B. Roll Call

Members Present: Jacquie Matson; Rachael Glaspie; Roger Bell; Diane Underwood; Russell Carlson

Members Absent: Jeremie Dufault; John Tierney

Staff Present: Donald Wayman, City Administrator; Robert Noe, City Attorney; Dale Novobielski, Clerk/Treasurer; Rick Hayes, Police Chief; Jim Lange, Deputy Fire Chief; Joe Henne, Public Works Director; Andrew Potter, Human Resources Manager; Bree Tait, Civic Center Manager; Treesa Morales, Recreation Manager; Monica Lake, Executive Assistant

C. Councilmember Absence – Motion to Excuse

**Council Member Bell moved, and Council Member Underwood seconded, to excuse Council Members Dufault and Tierney. By voice vote, approval was unanimous.**

D. Pledge of Allegiance

Council Member Bell led the Pledge of Allegiance.

E. Invocation

Police Chief Hayes gave the prayer.

F. Agenda Changes **None**

G. Public Appearances/Introductions/ Presentations **None**

H. Getting To Know Our Businesses **None**

I. Communications

1. Oral

Mayor Raymond opened the meeting. Seeing no one rise to speak, she then closed the meeting.

2. Written None

J. Proclamations/Announcements None

K. Consent Agenda

**Council Member Bell moved, and Council Member Matson seconded, to add Resolution N – 2 to the Consent Agenda. By voice vote, approval was unanimous.**

Executive Assistant Lake read the Consent Agenda.

All items listed with an asterisk (\*) were considered as part of the Consent Agenda.

\* 1. Approval of Minutes: July 24, 2018 Study Session & Council Meeting

\* 2. Approval of Claims and Payroll:

Payroll Checks Nos. 81933 – 81991 for a total of \$312,426.70

Claim Checks Nos. 71653 – 71752 for a total of \$537,151.55

\* 3. Resolution N – 2: Resolution Authorizing the Mayor to accept the Palm Park Booster Station and Well No. 7 Improvements-DM16-952-030 Project as complete and authorize release of retainage

**Council Member Carlson moved, and Council Member Glaspie seconded, approval of the Consent Agenda as read. By voice vote, approval was unanimous.**

L. Public Hearings None

M. General Business

1. New Business None

2. Old Business None

N. Resolutions

1. Resolution authorizing the Mayor to sign a Pacific Power Wattsmart Business - Incentive Offer Letter to retrofit various street lights in the City of Selah with energy efficient LED lights

Public Works Director Henne addressed N – 1. He said that he put in a request to upgrade the Pacific Power streetlights to LED lights back in March, giving a brief explanation of the process for contracts and payment, which would end up being covered by a combination of a Transportation Improvement

Board (TIB) grant and an incentive offer from Pacific Power. He remarked that both contracts would be brought to Council at the next meeting, although he needed approval of the incentive offer by the eighteenth, noting that this would result in just over nineteen percent savings to the City annually.

Council Member Carlson asked if there was any concern over a delay in approval and reimbursement with regard to the State budget.

Public Works Director Henne responded that he has talked to the TIB Engineer several times, and he has promised that as soon as they send him the bill he'll process the reimbursement. He noted that they have to basically give the State the full amount and don't make any money off the project.

Council Member Carlson wondered if they would be doing any of the work themselves.

Public Works Director Henne replied that Pacific Power would be doing it.

Council Member Carlson inquired if this was separate from the changeover to LEDs they did a few years back.

Public Works Director Henne responded that the program was initially only for small cities, but was so successful that TIB opened it to large cities as well.

Council Member Carlson asked if they were just finishing all of them.

Public Works Director Henne replied in the affirmative, saying that this should complete all of them.

Mayor Raymond wondered if TIB was doing this in quite a few cities.

Public Works Director Henne answered that they are doing the eastern half of the state currently.

Council Member Bell remarked that, while he isn't opposed at all, he was confused by the numbers saying that ninety-four thousand, eight hundred and five dollars is the cost, after which they would request a one hundred percent reimbursement, followed by saying they would get a one-time payment and the remainder back in reduced power bills.

Public Works Director Henne explained that the City would pay out of pocket and submit to TIB for reimbursement of roughly eighty-five thousand, with an incentive check from Pacific Power covering the rest, adding that they won't have any out of pocket at the end beyond some lost interest when moving money around. He noted that they should save roughly eighteen thousand per year on the power bill with the new LED lights.

Council Member Underwood asked if they would last five years or longer.

Public Works Director Henne responded that he believes they would last ten years, and Pacific Power would be responsible for the maintenance.

**Council Member Carlson moved, and Council Member Glaspie seconded, to approve the Resolution authorizing the Mayor to sign a Pacific Power Wattsmart Business - Incentive Offer Letter to retrofit various street lights in the City of Selah with energy efficient LED lights. Roll was called: Council Member Matson – yes; Council Member Glaspie – yes; Council Member Bell – yes; Council Member Underwood – yes; Council Member Carlson – yes. By voice vote, approval was unanimous.**

- \* 2. Resolution Authorizing the Mayor to accept the Palm Park Booster Station and Well No. 7 Improvements-DM16-952-030 Project as complete and authorize release of retainage

O. Ordinances

- 1. Ordinance creating Selah Municipal Code Chapter 3.40 Unauthorized Entry Into Commercial /Industrial Waste Bins Or Into Waste Containers

City Attorney Noe addressed O – 1. He said that the City's Police Department and administration have seen a recent increase in individuals foraging through dumpsters or climbing in and sleeping in dumpsters, and he crafted an Ordinance to address that and make it a crime unless authorized to do so. He went on to say that the crime they are seeking to impose is a misdemeanor, the lowest level of penalty, punishable with up to a thousand dollar fine and up to ninety days in jail, adding that this is just a tool that assists the Police Department in taking care of the folks doing this, as they are disruptive and endangering themselves.

Council Member Underwood asked how they would enforce something like that, as the chances are those people don't have ten dollars to their name.

City Attorney Noe replied that it allows the police to cite them and they can come to court, adding that there is a new case law that says courts can't impose fines on someone who doesn't have the ability to pay it, so the judge might impose jail time instead.

City Administrator Wayman remarked that they have been dealing with this but haven't had a process for it, and this is a remedy.

Council Member Underwood commented that she would hate to see someone destitute thrown in jail.

Mayor Raymond responded that jail was better than the back of a dump truck.

Council Member Carlson pointed out that it was for commercial and industrial waste bins, and wondered about residential cans.

City Attorney Noe answered that this ordinance wouldn't cover that, and that they haven't had a situation with these folks rummaging through personal private containers.

City Administrator Wayman observed that the biggest problem is people sleeping in them, adding that it's also kind of disruptive when an employee tosses garbage in and someone pops out of the dumpster.



Council Member Carlson inquired what he should do if he finds someone rummaging through his trash.

Police Chief Hayes responded that he can call the police and they could tell the person they aren't wanted and could be charged with criminal trespass, explaining that they have been arresting for trespassing when businesses call but they also have other businesses who don't want to be bothered by the police or be bothered with dealing with it on their own.

Council Member Carlson commented that it would be a quicker action then needing to be called.

Council Member Underwood remarked that they have put chains in the dumpsters where she works.

Police Chief Hayes replied that would work until young people working at a restaurant lose the key.

Council Member Glaspie clarified that the Ordinance was for entities like grocery stores and restaurants.

Council Member Bell commented that these are real safety issues, saying that a few years ago a man fell into a dumpster and was buried for several hours.

Council Member Underwood responded that it was an employee.

Council Member Bell disagreed, saying that it's a safety issue, and he thinks it reasonable. He noted that it doesn't mean anyone in violation would pay the maximum amounts just that those are the limits.

Police Chief Hayes remarked that it's almost never an arrest for the first offense, but that this would help with repeat offenders and allow them to fix the situation with some education.

Council Member Underwood suggested putting warnings on bins that it would be a misdemeanor.

**Council Member Bell moved, and Council Member Matson seconded, to approve the Ordinance creating Selah Municipal Code Chapter 3.40 Unauthorized Entry Into Commercial /Industrial Waste Bins Or Into Waste Containers. Roll was called: Council Member Matson – yes; Council Member Glaspie – no; Council Member Bell – yes; Council Member Underwood – no; Council Member Carlson – yes. Motion passed with three yes votes and two no votes.**

P. Public Appearances **None**

Q. Reports/Announcements

1. Departments

Police Chief Hayes said that National Night Out was a success, with a large turnout. He noted that his year-end report has been placed in Council Members' mailboxes.

Human Resources Manager Potter had no report.

Deputy Fire Chief Lange informed Council that his department would be on the high school's athletic fields for training. He noted that they are short on volunteers currently, as several volunteers are out on fires, and reminded everyone that there is no burning in City limits or the growth boundary, and currently there's a State ban for the whole County.

City Administrator Wayman requested that he talk about people inquiring about building.

Deputy Fire Chief Lange said that several new homes have large areas in their yards for recreational fire pits, saying that they can have them but not use them, and he would advise against having them built, as anything that produces ash, soot or smoke is considered a nuisance or not allowed.

City Administrator Wayman asked about gas fire pits.

Deputy Fire Chief Lange responded that the definition is mixed chemical, which can be a nuisance because of the smell.

Council Member Glaspie wondered if that would be reported to police or fire.

Deputy Fire Chief Lange answered that they could do either, and depending on where it is they would do their best to go educate.

Public Works Director Henne said that the Goodlander reservoir pump building almost all complete, and that the irrigation pump at Carlon Park had gone out again and was sent back to the company who rebuilt it to determine what's wrong. He gave a brief update on Valhalla Phase 5 then talked about the earlier meeting with Civic Center Manager Tait and the mechanical contractor at the Civic Center, explaining what they had found and that the contractor was asked to give them an estimate for a duct system to separate the dead space in the drop ceiling of the senior room from everything else.

Council Member Carlson asked if they knew who installed something so far out of code.

Public Works Director Henne responded in the negative.

Council Member Carlson observed that it was an atrocious code violation

Public Works Director Henne remarked that the back half of the Civic Center was done through the help of volunteers. He said that he and Community Development Manager Peters sat down with the school district's architect and maintenance person last Thursday to discuss the proposed kindergarten building for Lince, reviewing preliminary requirements they may have, and noted that his crew has been busy reading meters and cleaning streets.

Council Member Matson expressed her thanks regarding Pacific Power, saying that would be a huge savings to the City.

Public Works Director Henne replied that she was welcome.

Recreation Manager Morales had no report.

Clerk/Treasurer Novobielski said that he had presented the department heads with their 2019 budget worksheets to estimate revenues and pencil out expenditure requests, which are due back to him by the end of August. He went on to say that he, the Mayor and the City Administrator would hold meetings with the department heads in September, with Council budget meetings slated for the first week of November in the afternoon.

City Attorney Noe had no report.

2. Council Members

Council Member Matson had no report.

Council Member Glaspie said that she wanted to touch base regarding the special meeting, and make sure everyone knows that Council appreciates all the staff. She commented that there was a question about stuff that gets put into packets, which was more of an education for them, not pointing of fingers.

Council Member Bell had no report.

Council Member Underwood reminded everyone that there would be a blood drive on Thursday, and that they are in desperate need for blood.

Council Member Carlson gave a report on the Selah Downtown Association, saying that they held their annual meeting the day before, which was full of good insights and direction with what they hope to accomplish. He talked about the projects they have done, such as the grants that have provided for changes in the downtown area, suggesting that they look at the Black Rock Center to see this year's grant recipients putting the money to good use. He expressed his pride in the organization, adding that there is a lot of energy and passion that goes into what they do. He finished by saying that one of the challenges with the grant program is making local businesses aware of it, and requested that anyone who knew a business in need approach the Selah Downtown Association during grant application time.

3. City Administrator

City Administrator Wayman had no report.

4. Boards **None**

5. Mayor

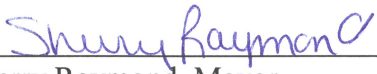
Mayor Raymond said that the next Centennial meeting would be on August 22 at 4pm in the conference room at City Hall. She remarked that she missed most of National Night Out due to sitting with the ballot box, and expressed her pride that Selah had received the most ballots dropped off. She noted that National Night Out was great, with a lot of people in attendance, and that anyone who didn't attend should make sure they do next year.

P. Executive Session **None**

Q. Adjournment

**Council Member Carlson moved, and Council Member Glaspie seconded, that the meeting be adjourned. By voice vote, approval was unanimous.**

The meeting adjourned at 4:36pm.

  
Sherry Raymond, Mayor


EXCUSED  
John Tierney, Council Member

  
Russell Carlson, Council Member

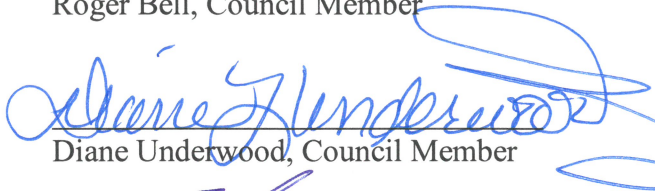
EXCUSED  
Jeremie Dufault, Council Member

  
Jacquie Matson, Council Member

ATTEST:

  
Dale E. Novobielski, Clerk/Treasurer

Roger Bell, Council Member

  
Diane Underwood, Council Member

  
Rachael Glaspie, Council Member